

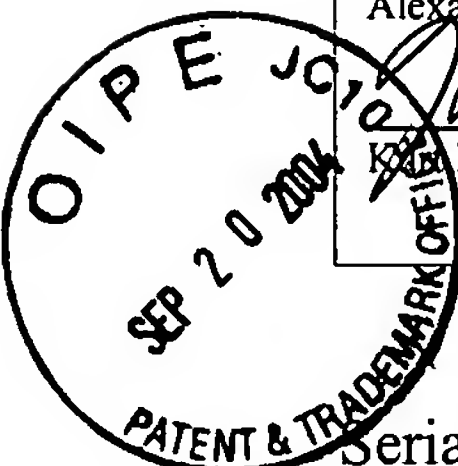
JPW

PATENT

I hereby certify that this correspondence and the enclosures are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 15, 2004.

[Signature]
Karl L. Grossman, Esq., Reg. No. 29,799

9/15/04
Date



Serial No.: 10/713,917 (formerly Provisional Application Serial No. 60/461,172)
Filed: March 18, 2004
Applicant: Joseph P. McGurk
Examiner: unknown
Title: **SAFETY NEEDLE AND CATHETER ASSEMBLY**
Attorney Docket: MDXVA-21US-114 (formerly END-875)
Confirmation No.: 4436
Group Art Unit: 3763

Cincinnati, OH 45202

September 15, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

In accordance with 37 C.F.R. §§1.56, 1.97 and 1.98, in connection with the above-identified patent application, the references listed on the attached Substitute Form PTO-1449 (one page) are called to the attention of the United States Patent and Trademark Office. Copies of the foreign and other non-U.S. patent documents references are enclosed. No admission is made that the cited art represents the prior art or that the cited art is the most material art.

Undersigned counsel received an International Search Report (copy enclosed as reference A.R.) in a counterpart PCT patent application. With the exception of Reference A.D, the references cited herein are identified in the International Search Report.

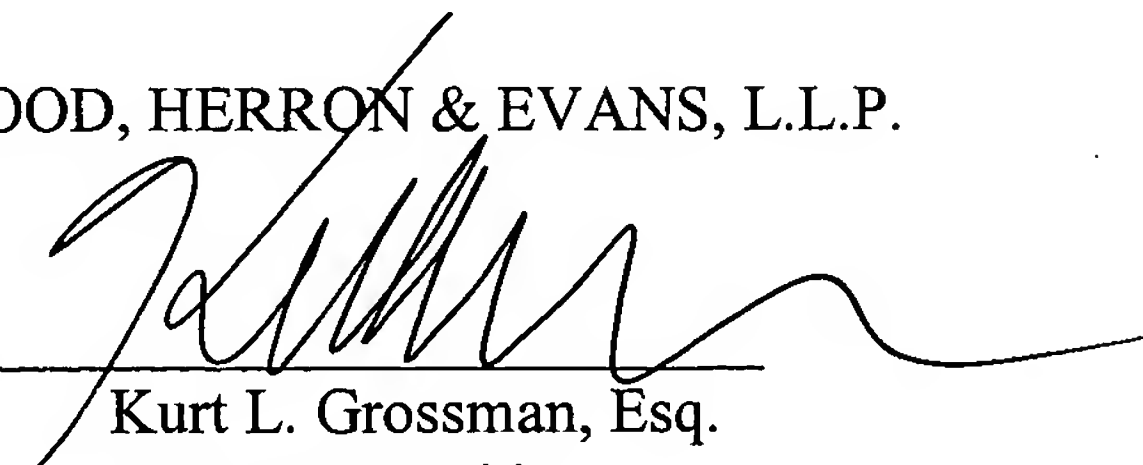
Examiner is urged to consider each of the cited references listed on the attached Substitute Form PTO-1449, and to make an independent decision with respect to materiality thereof.

It is believed that a first Office Action has not yet been issued in this case. No fee is thus believed due for this submission. Should a fee be due for this item, a charge is authorized to our Deposit Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By


Kurt L. Grossman, Esq.
Reg. No. 29,799

2700 Carew Tower
Cincinnati, Ohio 45202-2917
(513) 241-2324

SUBSTITUTE FORM PTO-1449 (MODIFIED)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. MDXVA/21US		SERIAL NO. 10/713,917	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)				APPLICANT Joseph P. McGurk			
				FILING DATE April 8, 2003		GROUP 3763	

O T P E
 SEP 20 2004
 PATENT & TRADEMARK OFFICE

U.S. PATENT DOCUMENTS													
EXAMINER INITIAL		PATENT NUMBER							ISSUE DATE	PATENTEE	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A.A	4	0	1	3	0	8	0	03/22/1977	Froning	128	347	06/05/1975
	A.B	5	1	2	0	3	2	1	06/09/1992	Oksman et al.	604	198	06/19/1990
	A.C	6	4	0	2	7	3	4	06/11/2002	Weiss	604	521	07/02/1998
	A.D	6	7	4	9	5	8	8	06/15/2004	Howell et al	604	164.08	11/21/2000
	A.E												
	A.F												
	A.G												
	A.H												
	A.I												
	A.J												
	A.K												

FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS							
	DOCUMENT NUMBER	PUBLICATION DATE	COUNTRY OR PATENT OFFICE	CLASS	SUBCLASS	TRANSLATION (YES/NO)	
	A.L	EP 0 747 086 A2	11/12/1996	European Patent Office	A61M	25/06	N/A
	A.M	EP 1 112 754 A1	04/07/2001	European Patent Office	A61M	5/32, 5/50	N/A
	A.N	WO 94/23778	10/27/1994	PCT	A61M	5/50, 5/32	N/A
	A.O	WO 99/08742	02/25/1999	PCT	A61M	25/06, 5/32	N/A
	A.P						
	A.Q						

OTHER DOCUMENTS (Including Author, Title, Date, Place of Publication)		
	A.R	International Search Report corresponding to International Application No. PCT/US2004/006017 mailed July 16, 2004
	A.S	Published U.S. Patent Publication No. 2002/0177818; published November 28, 2002, filing date April 4, 2002; Vaillancourt, <u>Needle Guard</u> .
	A.T	

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not in conformance. Draw line through citation only if not in conformance and not considered. Include a copy of this form with next communication to applicant.